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UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

First Service Networks, Inc.,

Plaintiff/Counterclaim
Defendant,

v.

First Service Maintenance Group, Inc.,

Defendant/
Counterclaimant.

Case No. CV11-1897-PHX LOA

**STIPULATED MOTION TO
DISMISS ALL CLAIMS AND
COUNTERCLAIMS WITHOUT
PREJUDICE**

(Assigned to the Honorable Lawrence O.
Anderson)

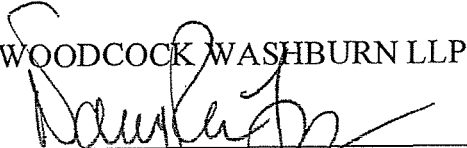
1 Pursuant to Fed. R. Civ. P. 41(a)(2) and 41(c), Plaintiff First Service Networks,
2 Inc. and Defendant First Service Maintenance Group, Inc., through their respective
3 counsel, hereby jointly move this Court to dismiss all claims and counterclaims asserted
4 herein without prejudice, with each Party to bear its respective attorney's fees and costs.

5 The Parties agree that the above-captioned action has been settled and that all
6 issues and controversies have been resolved. The Parties respectfully request that the
7 Court shall retain jurisdiction to enforce the terms of their settlement agreement under
8 the authority of *Kokkonen v. Guardian Life Ins. Co. of Am.*, 511 U.S. 375, 381-82
9 (1994). A proposed form of Order is being filed concurrently herewith.


10 Dated: February 13, 2013

11 Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on February 13, 2013, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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